

WHENEVER. WHEREVER.
We'll be there.



August 2, 2024

Board of Commissioners
of Public Utilities
P.O. Box 21040
120 Torbay Road
St. John's, NL A1A 5B2

Attention: Jo-Anne Galarneau
Executive Director and Board Secretary

Dear Ms. Galarneau:

Re: Newfoundland and Labrador Hydro – 2025 Capital Budget Application

Please find enclosed Newfoundland Power's Intervenor Submission in relation to the above-noted Application.

If you have any questions regarding the enclosed, please contact the undersigned at your convenience.

Yours truly,

A handwritten signature in blue ink that reads "Dominic Foley".

Dominic Foley
Legal Counsel

cc. Shirley Walsh
Newfoundland & Labrador Hydro

Dennis Browne, K.C.
Browne Fitzgerald Morgan & Avis

Paul Coxworthy
Stewart McKelvey

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Newfoundland Power Inc.

55 Kenmount Road • P.O. Box 8910 • St. John's, NL A1B 3P6

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IN THE MATTER OF the *Public Utilities Act*,
RSNL 1990, c P-47 (the “Act”); and

IN THE MATTER OF an application
by Newfoundland and Labrador Hydro (“Hydro”) for approval of: (i) its capital budget for 2025, pursuant to Section 41(1) of the Act; (ii) its proposed capital purchases and construction projects for 2025 in excess of \$750,000, pursuant to Section 41(3)(a) of the Act; (iii) contributions by certain Customers for contributions towards the cost of improvements to certain property, pursuant to Section 41(5) of the Act; and (iv) for an Order, pursuant to Section 78 of the Act, fixing and determining its average rate base for 2023 (“Application”).

TO: The Newfoundland and Labrador Board of Commissioners of Public Utilities (the “Board”)

INTERVENOR SUBMISSION OF NEWFOUNDLAND POWER INC.

A. General

1. Newfoundland Power Inc. (“Newfoundland Power”) is a body corporate, organized and existing pursuant to the laws of Newfoundland and Labrador and is a public utility within the meaning of the Act.
2. Newfoundland Power wishes to participate in the Application.

B. Interest of Newfoundland Power

3. Newfoundland Power purchases approximately 93% of its electricity requirements from Hydro. As Hydro’s largest customer, Newfoundland Power’s interest in the Application includes, without limitation, an interest in ensuring Hydro’s proposed capital expenditures and leasing obligations for 2025 are reasonably necessary for Hydro to meet its obligation to provide electrical service as required by the Act and the Electrical Power Control Act, 1994 (the “EPCA”).

C. Disposition Advocated by Newfoundland Power

4. Newfoundland Power submits that the Board is required by the Act to approve those proposed improvements or additions to Hydro’s property for 2025 as are shown by the record before the Board to be reasonably necessary for Hydro to meet its obligations to provide electrical service as required by the Act and the EPCA.

5. As of the date of this submission, Newfoundland Power is in the process of reviewing and analyzing the Application. As such, Newfoundland Power has not had an opportunity to determine the disposition of the Application that it may advocate.

D. Facts and Reasons Supporting Intervention

6. The primary reason for Newfoundland Power's intervention is to receive and consider materials filed in support of the Application so as to be in a position to assess whether the record before the Board indicates that Hydro's proposed capital expenditures and leasing obligations for 2025 are reasonably necessary for Hydro to meet its obligations to provide electrical service as required by the Act and the EPCA.

E. Participation of Newfoundland Power

7. Newfoundland Power proposes to fully participate in the hearing of the Application and the various procedures associated with the Application including, without limitation:
- a) directing requests for information to Hydro as may be permitted by the Board;
 - b) participating in technical conferences or similar processes mandated by the Board;
 - c) submitting evidence, including expert evidence, as necessary and making representations to the Board concerning the disposition of the Application;
 - d) cross-examining witnesses as may be appropriate in the circumstances; and
 - e) participation in other processes as the Board may mandate or allow or circumstances may require.

DATED at St. John's, Newfoundland and Labrador this 2nd day of August, 2024.

NEWFOUNDLAND POWER INC.



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